



08-23-04

RCE/1634
JHW

PTO/SB/30 (09-03)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/715,426
Filing Date	November 16, 2000
First Named Inventor	Thomas M. Brennan
Art Unit	1634
Examiner Name	J.D. Fredman
Attorney Docket Number	28690-701.303

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23-2415 (Attorney Docket No. 28690-701.303)
- i. ☒ RCE fee required under 37 CFR 1.17(e) - estimated filing fees of \$385.00.
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) - 5-month extension of time fees - \$1,005.00.
- iii. ☒ Other Copy of Transmittal Form and Power of Attorney by Assignee faxed to U.S. PTO on August 28, 2004.
- b. ☐ Check in the amount of \$____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Albert P. Halluin	Registration No. (Attorney/Agent)	25,227
Signature	<i>Albert P. Halluin</i>	Date	August 20, 2004

CERTIFICATE OF EXPRESS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: M/S RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: August 20, 2004.

Express Mail Label: EV 517773731 US

Name (Print/Type)	Donna L. Hengst	Date	August 20, 2004
Signature	<i>Donna R. Hengst</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT
Attorney Docket No. 28690-701.303

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas M. BRENNAN

Application Serial No.: 09/715,426

Filing Date: November 16, 2000

**For: Methods And Apparatus For
Conducting An Array Of Chemical
Reactions On A Support Surface**

Confirmation No. 7723

Group Art Unit: 1634

Examiner: Fredman, J.D.

Customer No. 021971

AMENDMENT UNDER 37 C.F.R. §1.114

M/S RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Introductory Comments:

This is in response to the Advisory Action mailed on **February 9, 2004** and the Notice of Appeal filed on January 21, 2004. Applicants hereby submit the following Response. A constructive petition for a five-month extension of time under 1.136(a)(3) and its requisite fee are enclosed herewith. However, if any fees are required in order to maintain the pendency of the instant Application, the Examiner is expressly authorized to charge such to our Deposit Account No. 23-2415 (Attorney Docket No. 28690-701.303).

Amendment to the Claim begin on page 2 of this paper.

Remarks begin on page 4 of this paper.